

June 21, 2000

Kansas Department of Health and Environment
Proposed Amended Regulation

Kansas Dry Cleaner Environmental Response Act

28-68-1. Definitions. For the purposes of ~~these regulations~~ article 68, the following terms shall be defined as follows. (a) "Applicant" means any person or governmental entity that applies to the dry-cleaning facility release trust fund.

(b) "Contaminated drycleaning dry-cleaning site" has the meaning set out specified in K.S.A. 1995 Supp. 65-34,148, subsection (h) and amendments thereto.

(b)(c) "Drycleaning Dry-cleaning waste" means waste, including drycleaning dry-cleaning wastewater, which that is generated at a drycleaning dry-cleaning facility and which that contains drycleaning dry-cleaning solvent.

(c)(d) "Drycleaning Dry-cleaning wastewater" means separator water and all other water which that is generated during the drycleaning dry-cleaning process and contains drycleaning dry-cleaning solvents.

(d)(e) "Existing drycleaning dry-cleaning facility" means a drycleaning dry-cleaning facility that was in operation on or before the effective date of these regulations January 3, 1997.

(e)(f) "Floor drain" means any opening which that is less than three inches above the floor surface and which leads to a septic tank, storage tank, sanitary sewer, storm sewer, or soils or waters of the state. An opening sealed with a removable seal which that prevents drycleaning dry-cleaning solvent and drycleaning dry-cleaning wastewater from entering the opening shall not be considered a floor drain.

(f)(g) "Hazardous waste" has the meaning ~~set out~~ specified in 40 C.F.R. part 261, ~~subpart~~ subparts C and D, as in effect on July 1, ~~1995~~ 1999, and hereby adopted by reference.

(g)(h) "New ~~drycleaning~~ dry-cleaning facility" means a ~~drycleaning~~ dry-cleaning facility that begins operation after ~~the effective date of these regulations~~ January 3, 1997.

(h)(i) "Secondary containment structure" means a tank, tray, containment pallet, containment basin, a floor surface contained within a dike and the dike proper, or a similar structure ~~which~~ that is designed to contain spills and leaks from ~~drycleaning~~ dry-cleaning units, ~~drycleaning~~ dry-cleaning solvent storage areas, or ~~drycleaning~~ dry-cleaning waste storage areas. (Authorized by and implementing K.S.A. ~~1995~~ 1999 Supp. 65-34,143; effective Jan. 3, 1997; amended P-_____.)